



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 47508.700)

#8

Applicant: Sudhir Agrawal

) Examiner: B. Puri

Serial No.: 09/708,786

) Group Art Unit: 1646

Filed: November 8, 2000

)

Title: POTENTIATION OF PRODRUG  
EFFICIENCY

)

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CERTIFICATE OF MAILING UNDER 37 C.F.R §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231 on the date set forth below.

Date: 1/3/02

By: Sharon R. Matthews

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Commissioner for Patents  
Washington, DC 20231

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

Claims 1-27 are pending in this application, and are subject to a Restriction Requirement dated December 4, 2001.

In a telephonic interview with Applicant's attorney, Dr. Ann-Louise Kerner, on January 3, 2002, Examiner Puri agreed that Applicants may elect both oligonucleotide phosphorothioates and oligonucleotide phosphorodithioates from Group 1 as the species of polyanion to be examined. Therefore, Applicants provisionally elect oligonucleotide phosphorothioates and phosphorodithioates, with traverse.



Applicants respectfully submit that the search of one species of polyanion will reveal art relevant to other species of polyanion. As such, simultaneous searching would therefore not be unduly burdensome.

If the restriction requirement is maintained, Applicants understand that upon a finding of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all of the limitations of an allowed generic claim as provided by 37 C.F.R § 1.141.

In the same telephonic interview discussed herein, Examiner Puri agreed that Applicants are not required to elect a species of prodrug from Group (3) (sic).

Applicant believes no fees are due with this filing. However, please charge any underpayments or credit any overpayments to our Deposit Account No. 08-0219.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

Ann-Louise Kerner, Ph.D.

Attorney for Applicant

Reg. No.:33,523

January 3, 2002  
HALE AND DORR LLP  
60 State Street  
Boston, MA 02109  
Tel: (617) 526-6000  
Fax: (617) 526-5000